

ATLANTIC COAST PIPELINE, LLC,)
Plaintiff,)
v.)
1.687 ACRES, MORE OR LESS, IN WILSON)
COUNTY, NORTH CAROLINA *et al.*,)
Defendants.)

In light of the duration of the stay previously entered in this matter and the entry of an order setting discovery and motions filing deadlines, plaintiff's motion for partial summary judgment [DE 5] is hereby DENIED WITHOUT PREJUDICE with permission to refile within the time for filing dispositive motions as set forth in the scheduling order. If appropriate, plaintiff may refile its motion and incorporate by reference its previously filed memorandum and exhibits in support.

Terrence Boyle
TERRENCE W. BOYLE
CHIEF UNITED STATES DISTRICT JUDGE